UNITED STATES OF AMERICA
NATIONAL TRANSPORTATION SAFETY BOARD
WASHINGTON, D.C.

Adopted by the NATIONAL TRANSPORTATION SAFETY BOARD
at its office in Washington, D.C.
on the 9th day of August, 1993

JOSEPH M. DEL BALZO,
Acting Administrator,
Federal Aviation Administration,

      Complainant,

        v.

CHARLES A. SCHLICK,

      Respondent.

Docket SE-12724

ORDER DISMISSING APPEAL

On March 10, 1993, the respondent filed a notice of appeal from the oral initial decision issued by Administrative Law Judge William R. Mullins on March 1, 1993.[1] However, the respondent has failed to file an appeal brief and, therefore, his appeal is

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[1] The law judge affirmed an order of the Administrator alleqinq that respondent had violated section 91.113(b) of the Federal Aviation Regulations, but did not sustain an-alleged violation of section 91.111(a). The law judge modified the order to provide for a 60-day rather than a 120-day suspension of respondent's Airman Certificate Number 002440368 with commercial pilot privileges. The Administrator did not appeal the dismissal of the 91.111(a) charge or the reduction in sanction.

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subject to dismissal under section 821.48(a) of the Board's Rules of Practice.[2]   49 CFR 821.

ACCORDINGLY, IT IS ORDERED THAT:

The respondent's appeal is dismissed.

VOGT, Chairman, COUGHLIN, Vice Chairman, LAUBER, HART, and HAMMERSCHMIDT, Members of the Board, concurred in the above order.

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[2]Section 821.48(a) provides as follows:

"§ 821.48   Briefs and oral argument.

    (a) Appeal briefs.   Each appeal must be perfected within 50 days after an oral initial decision has been rendered, or 30 days after service of a written initial decision, by filing with the Board and serving on the other party a brief in support of the appeal.   Appeals may be dismissed by the Board on its own initiative or on motion of the other party, in cases where a party who has filed a notice of appeal fails to perfect his appeal by filing a timely brief."